

## REMARKS

Claims 1–9 are pending. Claims 1–5 and 8 are currently amended. Claim 9 is allowed.

In light of the foregoing amendment of claim 8, the Applicant respectfully requests reconsideration and withdrawal of the rejection of claim 8 under 35 U.S.C. 112.

In light of the foregoing amendment of claims 1–5, the Applicant respectfully requests reconsideration and withdrawal of the provisional obviousness-type double patenting rejection of claims 1–5 based on 10/639,036.

Respectfully submitted,

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